

**ORDER FINDING GOOD CAUSE TO DEVIATE FROM THE
SCHEDULE FOR AMENDING LOCAL COURT RULES AND
REQUEST FOR SUPREME COURT APPROVAL OF
AMENDED LOCAL RULE FOR THE UNION CIRCUIT COURT**

The Judge of Union County Circuit Court, Matthew R. Cox, finds that good cause exists to deviate from the schedule for amending local court rules and requests that the Indiana Supreme Court approve an amendment to the following local rule:

LR81-AR15-8 Court Reporters

Notice is given to the bar and the public that the Union Circuit Court is proceeding to amend this Local Court Rule, which will replace the existing Union County Local Court Rules, effective March 19, 2008.

A copy of the proposed amended rule is made available for viewing or obtaining of a copy in the office of the Clerk of Union County located at 26 West Union Street, Liberty, IN 47353. A copy will be posted on the Indiana Judicial website at www.in.gov/judiciary/rules/local/.

COMMENTS

Comments on the proposed amended local rule will be received until March 18, 2008 at the Union Circuit Court at 26 West Union Street, Liberty, Indiana 47353. This proposed amended local rule is hereby submitted to the Indiana Supreme Court for approval.

EFFECTIVE DATE

This adopted amended local rule, subject to Supreme Court approval, will take effect on March 19, 2008.

Dated this _19th___ day of February 2008.

_____/S/_____
Matthew R. Cox, Judge
Union Circuit Court

LR81-AR15-8. COURT REPORTERS (As approved by Order of the Indiana Supreme Court on February 12, 2003, Cause Number 81S00-9810-MS-00590)

(1) *A Court Reporter* is a person who is specifically designated by a court to perform the official court reporting services for the court including preparing a transcript of the record.

(2) *Equipment* means all physical items owned by the court or other governmental entity and used by a court reporter in performing court-reporting services. Equipment shall include, but not be limited to, telephones, computer hardware, software programs, disks, tapes, and any other device used for recording and storing, and transcribing electronic data.

(3) *Work space* means that portion of the court's facilities dedicated to each court reporter, including but not limited to actual space in the courtroom and any designated office space.

(4) *Page* means the page unit of transcript which results when a recording is transcribed in the form required by Indiana Rule of Appellate Procedure 7.2.

(5) *Recording* means the electronic, mechanical, stenographic or other recording made as required by Indiana Rule of Trial Procedure 74.

(6) *Regular hours worked* means those hours which the court is regularly scheduled to work during any given work week. Depending on the particular court, these hours may vary from court to court within the county but remain the same for each work week.

(7) *Gap hours worked* means those hours worked that are in excess of the regular hours worked but hours not in excess of forty (40) hours per work week.

(8) *Overtime hours worked* means those hours worked in excess of forty (40) hours per work week.

(9) *Work week* means a seven (7) consecutive day week that consistently begins and ends on the same days throughout the year, i.e. Sunday through Saturday, Wednesday through Tuesday, Friday through Thursday.

(10) *Court* means the particular court for which the court reporter performs services. Court may also mean all of the courts in Union County.

(11) *County indigent transcript* means a transcript that is paid for from county funds and is for the use on behalf of a litigant who has been declared indigent by a court.

(12) *State indigent* transcript means a transcript that is paid for from state funds and is for the use on behalf of a litigant who has been declared indigent by a court.

(13) *Private transcript* means a transcript, including but not limited to a deposition transcript that is paid for by a private party.

SECTION TWO. SALARIES, GAP TIME AND OVERTIME PAY

(1) Court Reporters shall be paid an annual salary for time spent working under the control, direction and direct supervision of their supervising court during any regular fixed work hours, gap hours or overtime hours. The supervising court shall enter into a written agreement with the court reporters which outlines the manner in which the court reporter is to be compensated for gap and overtime hours; i.e. monetary compensation or compensatory time off regular work hours.

(2) The maximum per page fee a court reporter may charge for the preparation of a county indigent transcript shall be ~~\$3.50~~ \$4.00; the court reporter shall submit a claim directly to the county for the preparation of any county indigent transcripts.

(3) The maximum per page fee a court reporter may charge for the preparation of a state indigent transcript shall be ~~\$3.50~~ \$4.00.

(4) The maximum per page fee a court reporter may charge for the preparation of a private transcript shall be ~~\$3.50~~ \$4.00.

(5) Each court reporter shall report, at least on an annual basis, all transcript fees received for the preparation of either county indigent, state indigent, or private transcripts to the Indiana Supreme Court Division of State Court Administration. The reporting shall be made on forms prescribed by the Division of State Court Administration.

(6) If an expedited transcript is requested (within 30 days), the court reporter may charge an additional fee per page for the typing of said transcript.

(7) A minimum fee may be charged up to \$35.00 per transcript.

(8) A copy charge of \$1.00 per page may be charged for any copies made.

(9) An additional labor charge of \$14.00 per hour (which approximates the hourly rate based upon the court reporter's annual court compensation) may be charged for the time spent binding the transcript and the exhibit binders.

(10) A reasonable charge for the office supplies required and utilized for the preparation, binding and electronic transmission of the transcript may be charged as designated in the Schedule of Supplies.

SECTION THREE. PRIVATE PRACTICE

This section is not applicable—not involved in private practice.